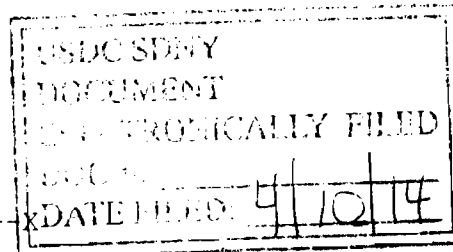


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



UNITED STATES OF AMERICA

- against -

MORRIS EVANS;

Defendant.

CR.  
12 Civ. 414 (RWS)

OPINION

-----X  
**Sweet, D.J.**

Defendant Morris Evan's motion dated March 3, 2014 seeks of his car, which was seized during the underlying offense. The seizure of the car has already been found proper by this Court, and the Government has agreed to return the car to the Defendant as soon as it is no longer needed as evidence<sup>1</sup>. Accordingly, Defendant's motion is denied as moot.

It is so ordered.

New York, NY  
April 10, 2014

ROBERT W. SWEET  
U.S.D.J.

<sup>1</sup> The Defendant has filed a notice of appeal, but has not yet filled his appeal. Depending on the nature of the appeal, it may be necessary for the car to be retained as evidence during the pendency of the appeal. As soon as it is no longer possible that the car will be needed as evidence, the Government is not seeking forfeiture and has explicitly agreed to return the car to the Defendant. (See Docket No. 36.)